

United States Court of Appeals
FOR THE EIGHTH CIRCUIT

No. 04-1737

Phyllis E. Toston,

Appellant,

v.

Missouri Division of Employment
Security,

Appellee.

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Appeal from the United States
District Court for the
Eastern District of Missouri.

[UNPUBLISHED]

Submitted: February 4, 2005

Filed: February 7, 2005

Before BYE, RILEY, and COLLOTON, Circuit Judges.

PER CURIAM.

Phyllis Toston appeals the district court's¹ adverse grant of summary judgment in this Title VII action Toston brought against her former employer, the Missouri Division of Employment Security. Following careful review, we agree with the district court that Toston presented nothing in support of her bare allegation that her employer's legitimate reason for terminating her--poor performance--was a pretext for race discrimination, see Riggs v. Kansas City Mo. Pub. Sch. Dist., 385 F.3d 1164,

¹The Honorable Henry E. Autrey, United States District Judge for the Eastern District of Missouri.

1166 (8th Cir. 2004), or retaliation, see Griffith v. City of Des Moines, 387 F.3d 733, 738 (8th Cir. 2004). In addition, to the extent she pleaded a hostile-work-environment claim, Toston failed to show harassment pervasive or severe enough to affect a term, condition, or privilege of her employment. See id. at 739. Accordingly, we affirm. See 8th Cir. R. 47B.
